

THE EFFECTIVE DATE OF THIS ORDINANCE IS May 21, 2008

ORDINANCE NO. 08-13-489

RE: Solid Waste System Benefit Charge

PREAMBLE

In 2004, the Maryland General Assembly adopted and the Governor signed legislation providing the Board of County Commissioners with the legislative authority to establish a solid waste disposal charge. 2004 Laws of Maryland, Chapter 293, Frederick County Code, § 2-13-34.

In 2006 the Board of County Commissioners established a solid waste disposal charge, called a system benefit charge, to pay a portion of the reasonably anticipated capital costs and operating costs for the disposal of solid waste. Frederick County Code, §1-11-44.

Solid waste disposal costs have increased and the Board of County Commissioners now desires to amend the system benefit charge rate structure to reflect present and anticipated costs.

A duly advertised public hearing was held on this Ordinance on May 20, 2008. The public had an opportunity to comment on this Ordinance at this public hearing.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY, MARYLAND, that Sections 1-11-44(D) and 1-11-44(F)(3) of the Frederick County Code be amended to read as follows:

1-11-44. SYSTEM BENEFIT CHARGE.

(D) *Amount of residential charge.* The amount of the annual residential system benefit charge for each single family residential dwelling unit shall be \$80 for fiscal year '09 (July 1, 2008 through June 30, 2009) and \$84 for fiscal year '10 (July 1, 2009 through June 30, 2010) and \$88 for each fiscal year thereafter. The amount of the annual residential system benefit charge for each dwelling unit in a multi-family residential building shall be \$44 for fiscal year '09 (July 1, 2008 through June 30, 2009) and \$47 for fiscal year '10 (July 1, 2009 through June 30, 2010) and \$49 for each fiscal year thereafter.

(F) *Calculation of nonresidential system benefit charge.*

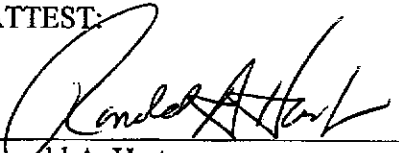
(3) The amount of the nonresidential system benefit charge for each generator category shall be:

<u>Category</u>	<u>Units</u>	<u>System Benefit Charge Per Fiscal Year/Per Unit</u>		
		FY 09	FY 10	<u>FY 11 & BEYOND</u>
Nonresidential - low	2,000 sq. ft.	\$38	\$40	\$42
Nonresidential - medium low	2,000 sq. ft.	\$113	\$119	\$125
Nonresidential - medium	2,000 sq. ft.	\$188	\$198	\$208
Nonresidential - medium high	2,000 sq. ft.	\$272	\$286	\$301
Nonresidential - high	2,000 sq. ft.	\$336	\$354	\$372

AND BE IT FURTHER ENACTED AND ORDAINED that this Ordinance shall take effect on May 21, 2008 and shall apply to all taxable years beginning on or after June 30, 2008.

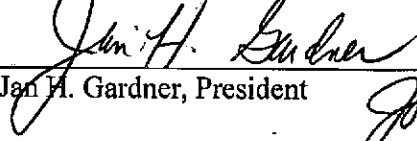
The undersigned hereby certifies that this Ordinance was approved and adopted on the 20th day of May 2008.

ATTEST:



Ronald A. Hart
County Manager

BOARD OF COUNTY COMMISSIONERS
OF FREDERICK COUNTY, MARYLAND



Jan H. Gardner, President 